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5 Attorneys for Defendants
ANDREW B. STROUD, an individual
6 and STROUD PRODUCTIONS AND
ENTERPRISES, INC.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

10 STEVEN AMES BROWN,) Case No.: 08-CV-02348-VRW
11 Plaintiff,)
12 vs.)
13 ANDREW B. STROUD, an individual)
14 and STROUD PRODUCTIONS AND) Date: August 14, 2008
15 ENTERPRISES, INC.,) Time: 3:30 p.m.
16 Defendants.) Courtroom: 6
) Honorable Vaughn R. Walker

19 The parties, plaintiff Steven A. Brown (“plaintiff”) and defendants Andrew B. Stroud and
20 Stroud Production & Enterprises, Inc., (hereafter, “Stroud” or “defendants” as appropriate), through
21 their counsel, respectfully request that the Court continues the Case Management conference,
currently scheduled for August 14, 2008.

23 Good cause exists to continue the Case Management Conference because the defendants
24 currently have pending before the Court a Motion to Dismiss for lack of jurisdiction, currently set to
25 be heard on August 21, 2008. Resolution of that issue (in either party's favor), will drastically
26 effect the direction of this case and the issues (or non issues) to be addressed at a Case Management
Conference. Without resolution of that issue, the parties' views of the case are radically different.

1 Additional cause exists to continue the Conference because defense counsel was previously
2 unaware that the Conference was scheduled for August 14, 2008, and will be out of the country
3 during that week (which is the reason the hearing was moved from August 14 to August 21, 2008).
4 Defense counsel apologizes to the Court and counsel for any inconvenience his confusion regarding
5 the CMC has caused, including the failure to submit a joint CMC statement. It was not his intention
6 to fail to comply with that obligation.

7 In order to provide sufficient time between the August 21, 2008 hearing and the Case
8 Management Conference (and pre-conference obligations) the parties hereby request that Case
9 Management Conference be continued to September 11, 2008, or some other date convenient to the
10 Court, with pretrial filings to take place in accord with the Local Rules.

11 Alternatively, the parties request that the Conference be continued to August 21, 2008, to be
12 heard simultaneously with defendants' motion for dismiss.

13 | IT IS SO STIPULATED

CANNATA, CHING & O'TOOLE LLP

16 | Dated: August 7, 2008

By

Therese Y. Cannata
Attorneys for Plaintiff
STEVEN A. BROWN

20 | Dated: August 7, 2008

WILSON, ELSER, MOSKOWITZ, EDELMAN &
DICKER LLP

By:

Francis J. Torrence
Attorneys for Defendants
ANDREW B. STROUD and
STROUD PRODUCTIONS AND
ENTERPRISES, INC.

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ORDER

2 Good cause appearing, the Case Management Conference, currently scheduled for August
3 14, 2008 is now continued to September 11, 2008, at 3:30 p.m.

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5 Date: 8/8, 2008
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